THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.5611 OF 2007

DATED 22nd MARCH, 2007

BETWEEN

Rooparaju Subba Rao and others.

… Petitioners

AND

The Special Commissioner and Director of Settlements, Andhra Pradesh, Hyderabad and others.

… Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.5611 OF 2007

ORDER:

The petitioners are sons of late Rooparaju Subbarayudu. He was Shotriumdar (inamdar) of S.Seshampalli Inam Estate in Badwel taluk of Kadapa District. The same was notified under A.P. (Andhra Area) Estate (Abolition and Conversion into Ryotwari) Act, 1948 (the Act, for brevity) by Notification, dated 14.02.1974. *Suo motu* enquiries were conducted at the time of settlement survey. The father of the petitioners was statedly laid up with paralysis. The petitioners submitted an application on 26.11.1979 to first respondent for supply of data sheet. Pending the said application, first respondent passed orders under Section 39(1) of the Act on 18.06.1992 and sent a copy thereof to the petitioners' father though he died on 06.08.1978. The petitioners alleged that before passing the said order, first respondent did not follow the procedure. The petitioners preferred an Appeal under Section 39(5) of the Act before the second respondent. By order, dated 19.04.2000, second respondent set aside the order of the first respondent and the matter was remanded to the first respondent for *de novo* enquiry. The petitioners allege that though the matter is kept pending for over seven years, the first respondent did not conduct any enquiry and did not pass any orders. In this writ petition, they seek a direction to the first respondent to conduct enquiry and pay compensation to the petitioners.

After getting instructions from the first respondent, learned Assistant Government Pleader for Revenue (General) submits that the matter is still pending and that appropriate orders will be passed expeditiously. Therefore, the writ petition is disposed of observing that the first respondent should pass orders within a period of six weeks from the date of receipt of copy of this order. No costs.

(V.V.S.RAO,J)

22.03.2007.

Note: Issue CC by 27.03.2007.

(By order)

pln